

Magistrate Judge Benton



04-CR-05172-M

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

CR 04-5172 FDB

Plaintiff,

v.

MOTION FOR DETENTION ORDER

KYLE DAVIE GRAHAM,

Defendant.

The United States moves for pretrial detention of the defendant, KYLE DAVIE GRAHAM, pursuant to 18 U.S.C. § 3142(e) and (f)

1. Eligibility of Case. This case is eligible for a detention order because this case involves (check all that apply):

- ☐ Crime of violence (18 U.S.C. § 3156).
- ☐ Maximum sentence of life imprisonment or death
- ☐ 10 + year drug offense
- ☒ Felony, with two prior convictions in the above categories
- ☒ Serious risk the defendant will flee
- ☐ Serious risk of obstruction of justice

2. Reason for Detention. The Court should detain defendant because there are no conditions of release which will reasonably assure (check one or both):

- ☒ Defendant's appearance as required
- ☒ Safety of any other person and the community

3. Rebuttable Presumption. The United States will invoke the rebuttable

1 presumption against defendant under §3142(e). (If yes) The presumption applies
2 because (check one or more):

3 ☐ Probable cause to believe defendant committed 10+ year drug offense or
4 firearm offense under 18 U.S.C. § 924(c)

5 XX Previous conviction for "eligible" offense committed while on pretrial
6 bond

7 4. Time for Detention Hearing. The United States requests the Court
8 conduct the detention hearing:

9 XX At the initial appearance


10 ☐ After continuance of 3 days (not more than 3)

11 5. Other matters.

12 DATED this 26th day of May, 2004.

13 Respectfully submitted,

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15 United States Attorney

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